

House Naming, Designating, & Private Acts Committee 1

Amendment No. 1 to HB1514

Windle
Signature of Sponsor

AMEND Senate Bill No. 1521

House Bill No. 1514*

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Chapter 128 of the Acts of 2006, and any other acts amendatory thereto, is amended by deleting Section 4(a) in its entirety and substituting instead the following language:

(a) Subject to the provisions of Section 5, the election for Mayor and Aldermen under this Act shall be held on the first Thursday in August at the regular general election conducted by the Lauderdale County Election Commission. The term of office of the Mayor and Aldermen currently serving shall be extended from April until their successors are elected and qualified. Said election shall be held by the same officer or officers who are authorized by the laws of the State of Tennessee to open and hold elections for members of the General Assembly. The person receiving the highest number of votes for Mayor shall be declared elected Mayor of said corporation, and shall also be one of the Aldermen, and the persons receiving the highest number of votes for Seat A and Seat B, respectively, from each of the three (3) voting wards shall be declared elected Aldermen. Said Mayor and Aldermen shall hold their offices until their successors are elected and qualified.

SECTION 2. Chapter 128 of the Acts of 2006, and any other acts amendatory thereto, is amended by deleting Section 4(b) in its entirety and substituting instead the following language:

(b) On the first Monday after each election is certified, the retiring Board of Mayor and Aldermen shall hold their last meeting, or as soon thereafter as possible, and pass all necessary resolutions and all such rules and regulations as may be necessary to properly turn over to the incoming Mayor and Aldermen, and to secure the turning

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over of all books, papers, moneys, and property in their possession, or that of any of their officers, agents, or appointees, to the proper officers of the new administration. At said meeting the Mayor and Aldermen elect, or so many as are present, shall present their certificates of election and be sworn in before a judge of competent jurisdiction, which facts shall appear upon the minutes of the retiring Board, and then the term of the new Mayor and Aldermen shall begin. An officer-elect not presenting his certificate at said meeting may do so at the next regular or called meeting of the new Mayor and Aldermen and be sworn in.

SECTION 3. Chapter 128 of the Acts of 2006, and all other acts amendatory thereto, is amended by deleting Section 5 in its entirety and substituting instead the following language:

Section 5.

(a) The next election for Mayor and Aldermen shall be held on the first Thursday in August at the regular general election, and the Mayor and Aldermen elected at that time shall serve for a period of four (4) years. Thereafter an election shall be held every four (4) years on the first Thursday in August for the purpose of electing a Mayor and Aldermen to four-year terms.

(b) The elections shall be conducted by the county commissioners of elections under the general election laws of the state.

SECTION 4. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to that end the provisions of this act are declared to be severable.

SECTION 5. This act shall have no effect unless it is approved by a two-thirds (2/3) vote of the legislative body of the City of Ripley. Its approval or nonapproval shall be proclaimed by the presiding officer of the legislative body of the City of Ripley and certified to the secretary of state.

SECTION 6. For the purpose of approving or rejecting the provisions of this act, it shall be effective upon becoming a law, the public welfare requiring it. For all other purposes, it shall become effective as provided in Section 5.